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50 MM

1 COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C §§ 19832 Name JOHNSON, ERIC RICHARD W. KIERING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
[Signature]

3 (Last) (First) (Initial)

4 Prisoner Number A 118-7455 Institutional Address RECEIVERSHIP FOR SAN MATEO Co. JAIL
6 RECEIVERSHIP FOR SAN MATEO Co. JAIL
7 RECEIVERSHIP FOR SAN MATEO Co. JAIL
89 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

MMC

11 JOHNSON CV 08

3430(PR)

(Enter the full name of plaintiff in this action.)

12 vs. Case No. EU8-08-01

(To be provided by the clerk of court)

13 STEPHEN, KALEB #104
14 STEPHEN, KALEB #210615
16 (Enter the full name of the defendant(s) in this action)
17COMPLAINT UNDER THE
CIVIL RIGHTS ACT,
42 U.S.C §§ 1983

18 [All questions on this complaint form must be answered in order for your action to proceed.]

19 I. Exhaustion of Administrative Remedies

20 [Note: You must exhaust your administrative remedies before your claim can go
forward. The court will dismiss any unexhausted claims.]22 A. Place of present confinement SAN MATEO Co. JAIL

23 B. Is there a grievance procedure in this institution?

24 YES () NO ()25 C. Did you present the facts in your complaint for review through the grievance
procedure?27 YES () NO ()

28 D. If your answer is YES, list the appeal number and the date and result of the appeal at

each level of review. If you did not pursue a certain level of appeal, explain why.

1. Informal appeal LINES 1 THROUGH 1 DOES NOT
APPLY TO THIS MATTER, THIS
ISSUE APPLIES TO AN OUTSIDE
AGENCY.

2. First formal level _____

3. Second formal level _____

4. Third formal level _____

E. Is the last level to which you appealed the highest level of appeal available to you?

YES () NO (X)

BECAUSE IT DONT APPLY.

F. If you did not present your claim for review through the grievance procedure, explain

why. BECAUSE THIS ISSUE IS WITH THE
EAST PALO ALTO POLICE DEPARTMENT

II. Parties

A. Write your name and your present address. Do the same for additional plaintiffs, if any.

ERIC JOHNSON # 2857-91

ZOE BRADFORD #

REDWOOD CITY, CA, 94063

B. Write the full name of each defendant, his or her official position, and his or her place of

employment.

TRUMAN, KALB - EAST PALO ALTO POLICE DEPT.

JEFF, LIU - EAST PALO ALTO POLICE DEPT.

1 _____
2 _____
3 _____

4 III. Statement of Claim

5 State here as briefly as possible the facts of your case. Be sure to describe how each
6 defendant is involved and to include dates, when possible. Do not give any legal arguments or cite any
7 cases or statutes. If you have more than one claim, each claim should be set forth in a separate
8 numbered paragraph.

9 On April 7, 2008 in East Palo Alto Ca., I
10 WAS AWAKENED AT APPROXIMATELY 6:00 AM
11 WHILE SLEEPING IN MY VAN PARKED IN
12 FRONT OF A FRIENDS HOME BY OFFICER /
13 EXECUTIVE JEFF LILI (BUREAU#2106), OFFICER
14 STEPHEN KALO (BUREAU#2124) AND OTHER OFFI-
15 CERS OF THE EAST PALO ALTO POLICE DEPART-
16 MENT. I WAS TOLD TO EXIT MY VAN WITH
17 GUNS DRAWN ON ME, I WAS QUESTIONED, THEN
18 READ MY RIGHTS, IMMEDIATELY PLACED IN CUFFS
19 THEN IN A HURD CAR WHILE FLATCHING, MY
20 VAN HITTING THE GROUND, I WAS THEN
21 RODED TO THE EAST PALO ALTO SICK SECTION

22 IV. Relief

23 Your complaint cannot go forward unless you request specific relief. State briefly exactly what
24 you want the court to do for you. Make no legal arguments; cite no cases or statutes.

25 I WOULD LIKE FOR THE COURTS TO MAKE SURE
26 THAT I'M COMPENSATED FOR THE # OF DAYS
27 I'M FALSELY IMPRISONED FOR, ANY MENTAL
28 HIGHSTRESS, THE AMOUNT I PAID FOR

P.J.Z

III
CONT.

STATEMENT OF CLAIM*

WHERE I WAS QUESTIONED BY OFFICER JEFF, LIV (RANGE #2106) ABOUT MY WHEREABOUTS ON THE NIGHT OF 4-7-08 BUT BEFORE I ANSWERED ANY QUESTIONS I ASKED HIM IF HE COULD I
COME IN & BRING ME HERE, FOR, HE INFORMED ME THAT THERE WAS A CALL OF SHOOTING & THAT I SUSPECTED TO HAD BEEN THE SHOOTER AND THE PERSON WHO HAD SHOT M PERSON THAT GOT SHOT THE PREVIOUS NIGHT.

I TOLD HIM WHERE I WAS AT THE TIME OF THE SHOOTING WHICH WAS NOWHERE NEAR WHERE THE VICTIM WAS FOUND, THEY NEVER FOUND A GUN OR ANYTHING ON ME MYSELF AND AFTER BEING INTERVIEWED I WAS THEN TESTED FOR (A.S.R.) BY OFFICER STEPHEN KALL (RANGE #2124) THAT IS WHAT I JUST KNEW I WAS GOING TO BE RECEIVED BECAUSE I DON'T FEEL I HAVE NEVER DONE A SINCE IT ALONE BEING THE PERSON RESPONSIBLE FOR THIS SHOOTING THEY WERE ACCORDINGLY ME ACCUSED. BUT INSTEAD OF ME BEING RECEIVED I WAS HELD OVER FOR "ANOTHER DAY" AND BOOKED IN R.N.C CO. JAIL WITHOUT BAIL, I'VE BEEN HELD OVER THE ENTIRE TIME I WAS HELD OVER, I DON'T FEEL I DID ANYTHING I DIDN'T DO, THIS VIOLENT CRIME NOT BEING THE PERSON WHO DID THIS, THE CASE WAS "DISMISSED" ON 6-24-08 ON 6-25-08 THE VERY NEXT DAY, THE CASE WAS

III
CONT.

STATEMENT OF CLAIMS

REFACTED, I WAS RE-BOOKED ON THE SAME
EXACT CHARGES AND NOW I WAIT MORE
COURT DATES ON THE SAME FALSE CHARGES SO

1 MY VAC (H.I.Z.C.00) WHICH HAS BEEN THROWN AWAY
2 ONE TO ME OR IN A ILLEGALLY IMPRISONED AND I'D
3 LIKE TO FOR MY CHILDREN TO KNOW THAT I'M NOT WHO THE
4 NEWSPAPER SAID I WAS-I WANT THAT BACK WITH MY
I declare under penalty of perjury that the foregoing is true and correct.
KIDS

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Signed this 7/1/ day of July, 2008

Cris Johnson

(Plaintiff's signature)

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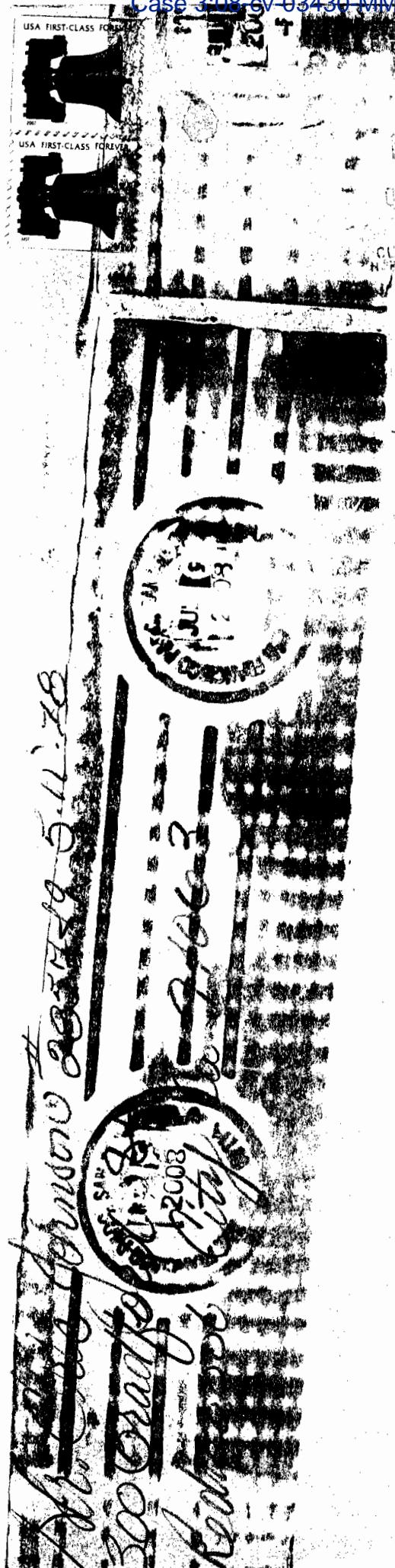
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RICHARD W. RIEKING,
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RECEIVED
Mr. Pitts Clark

of United District Court
450 Golden Gate Ave. Box 36063
San Francisco, Ca. 94102